

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 035721

42

ORIGIN L-02

INFO OCT-01 EUR-12 IO-10 ISO-00 OIC-02 SSO-00 NSCE-00

INRE-00 AF-06 ARA-06 EA-06 NEA-09 SS-15 SP-02 H-01

NSC-05 CIAE-00 DODE-00 INR-07 NSAE-00 PA-01 USIA-06

PRS-01 NIC-01 /093 R

DRAFTED BY L/UNA:MJMATHESON

APPROVED BY L:SMSCHWEBEL

IO - MR. BAKER

----- 059813

O R 151730Z FEB 75

FM SECSTATE WASHDC

TO AMEMBASSY VIENNA IMMEDIATE

INFO USMISSION USUN NEW YORK

USMISSION GENEVA

LIMITED OFFICIAL USE STATE 035721

E.O. 11652: N/A

TAGS: PFOR, PORG, AORG, UN, AU

SUBJECT: UN CONFERENCE ON REPRESENTATION OF STATES

REF: (A) VIENNA 1320; (B) VIENNA 1294

VIENNA FOR USDEL, REPRESENTATION CONFERENCE

1. AS YOU KNOW, USG CANNOT ACCEPT THE GRANTING TO NLMS OF P&I ACCORDED TO REPRESENTATIVES OF STATES. THEREFORE, YOU MUST EXERT EVERY EFFORT TO DEFEAT ANY PROPOSALS ALONG LINES OF THAT CONTAINED IN REF A WHICH CALL FOR APPLICATION OF P&I REGIME IN CONVENTION TO NLMS.

2. YOU SHOULD, AS APPROPRIATE, DRAW UPON FOLLOWING ARTU-
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 035721

MENTS IN OPPOSING ARAB PROPOSAL: (A) GRANTING SUCH P&I TO

NLMS, WHICH CLEARLY DO NOT HAVE ATTRIBUTES OF STATES, IS CLEAR DEPARTURE FROM EXISTING AGREEMENTS AND PRACTICE, AND VARIOUS INVITATIONS TO NLMS AND PLO TO PARTICIPATE AS OBSERVERS IN UN ACTIVITIES HAVE IN NO WAY CHANGED THIS; (B) GRANTING SUCH P&I TO NLMS ENHANCES THEIR CLAIMS TO BE TREATED AS STATES, AND MAY CREATE TROUBLESOME PRECEDENT FOR ANY STATE FACED WITH INSURGENT MOVEMENTS; (C) SUCH P&I IS NOT NECESSARY FOR NLM OBSERVERS TO CARRY OUT THEIR DUTIES.

3. YOU MAY ALSO WISH TO RAISE THE FOLLOWING IF YOU FIND THEM USEFUL: (A) GRANTING SUCH P&I TO NLMS GREATLY INCREASES THE NUMBER OF PERSONS AND PREMISES ENTITLED TO IMMUNITY FROM HOST COUNTRY LAWS, WHICH WILL MAKE HOST COUNTRIES MUCH LESS WILLING TO ACCEPT BROAD P&I FOR ANY FOREIGN REPRESENTATIVES, WHETHER OF STATES MEMBERS, STATES OBSERVERS OR NLMS; (B) HOST COUNTRY DEALINGS WITH NLM REPRESENTATIVES ON P&I QUESTIONS WILL BE MUCH MORE DIFFICULT THAN WITH STATES, SINCE NLMS LESS LIKELY THAN STATES TO HAVE ORGANIZATION, POLITICAL STABILITY AND EXPERIENCED DIPLOMATIC PERSONNEL AND ARE UNLIKELY TO ENJOY RECOGNITION OF THE HOST COUNTRY; AND (C) GRANTING OF SUCH P&I TO NLMS, SOME OF WHICH ARE HIGHLY CONTROVERSIAL, COULD FURTHER ERODE U.S. PUBLIC SUPPORT FOR UN.

4. FINALLY, AS APPROPRIATE, YOU MAY ALSO WISH TO USE PROCEDURAL ARGUMENTS TO DEFEAT SUCH PROPOSALS, INCLUDING: (A) CONFERENCE CLEARLY CHARGED ONLY WITH STATE RELATIONS TO IOS, NOT OTHER NON-STATE ENTITIES; (B) CONFERENCE HAS NO AUTHORITY TO INSTRUCT UNGA OR HOST COUNTRIES ON MATTERS NOT WITHIN PURVIEW OF CONFERENCE OR CONVENTION; (C) UNGA IS DEALING WITH GENERAL QUESTION OF NLM INVOLVEMENT IN UN, AND CONFERENCE SHOULD NOT PREEMPT UNGA ON SUCH HIGHLY POLITICAL ISSUE; (D) ILC HAS NOT STUDIED THIS COMPLEX QUESTION AND PARTICIPANTS HAVE HAD NO OPPORTUNITY TO CONSIDER MANY PROBLEMS IN APPLYING VARIOUS ARTICLES TO NON-STATES; (E) IF PROPOSAL IS TO AMEND ARTICLES ALREADY ADOPTED, VOTING RULES FOR RECONSIDERATION OF PROPOSALS MUST APPLY.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 035721

5. REF A SUGGESTS THAT SOME IMPORTANT DELS (E.G., JAPAN, TURKEY, NETHERLANDS, FINLAND) MAY BE WITHOUT INSTRUCTIONS. PLEASE INFORM DEPT. IF YOU BELIEVE USG APPROACHES IN THESE CAPITALS OR OTHERS WOULD BE USEFUL. INGERSOLL

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: RELATIONS WITH INTERNATIONAL ORGS, LIBERATION FRONTS, MEMBER ADMISSIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 15 FEB 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE035721
Document Source: CORE
Document Unique ID: 00
Drafter: MJMATHESON
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750056-0179
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750238/aaaabhyb.tel
Line Count: 111
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: (A) VIENNA 1320; (B) VIENNA 1294
Review Action: RELEASED, APPROVED
Review Authority: MorefiRH
Review Comment: n/a
Review Content Flags:
Review Date: 31 MAR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <31 MAR 2003 by BoyleJA>; APPROVED <19 MAY 2003 by MorefiRH>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: UN CONFERENCE ON REPRESENTATION OF STATES
TAGS: PFOR, PORG, AORG, AU, UN
To: VIENNA
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006